



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

February 23, 2016

Ref: 8P-AR

MEMORANDUM

SUBJECT: Record of Communication – Consultation with Uintah & Ouray Business Committee

FROM: Claudia Smith
Air Program

TO: U&O FIP Consultation

This memorandum is to serve as a record of communication for a meeting that occurred between the Uintah & Ouray (U&O) Business Committee and US EPA Region 8 on February 22, 2016, in person at the Office of Air and Radiation in Washington, D.C., with Region 8 and Office of Air Quality Planning and Standards staff attending via teleconference.

Attendees:

EPA: Callie Videtich, Region 8 Tribal Assistance Program Director
Alfreda Mitre, Region 8 Tribal Advisor
Carl Daly, Region 8 Air Program Director
Claudia Smith, Region 8 Air Permitting & Monitoring Unit
Jody Ostendorf, Region 8 Air Quality Planning Unit
Joe Goffman, Office of Air and Radiation
Debbie Jordan, Office of Air and Radiation
Chris Stoneman, Office of Air Quality Planning & Standards
Laura McKelvey, Office of Air Quality Planning & Standards
Pat Childers, Office of Air and Radiation

Ute Tribe: Edred Secakuku, Vice Chairman Ute Indian Tribe
Tony Small, Councilman Ute Indian Tribe
Jeremy Patterson, Fredericks Peebles & Morgan, LLP

Summary of U&O FIP Consultation

The meeting was convened at the request of the tribe. The purpose was to provide the tribe an opportunity to consult with EPA concerning a reservation-specific rulemaking to control volatile organic compounds from existing oil and gas sources on the U&O Indian Reservation. The Tribe discussed a

recent Resolution that it had adopted outlining the Tribe's principals, guidelines, and expectations of the EPA for implementation of a FIP.

EPA provided a brief refresher summary of the following details that had previously been discussed:

- Benefits of a reservation-specific rule or Federal Implementation Plan (FIP);
- Estimated cost of compliance with the draft FIP;
- The implementation schedule for the revised ozone NAAQS, including the process for area designations and how it might impact the Uinta Basin; and
- The schedule and effective date for the FIP.

During the discussion, we asked if there was additional information the Tribe would like to share or concerns that the Tribe would like to raise regarding EPA proceeding to propose the reservation-specific FIP sometime in early spring. The tribe expressed support for the need to protect air quality, while not jeopardizing an important source of tribal revenue. They asked that EPA should consider the details of the Tribal Resolution regarding the FIP in developing the proposed rulemaking, including working closely with the Tribe's air quality staff and developing requirements that are not overly burdensome for their industry partners. We expressed our willingness to continue to work with the Tribe and their air quality staff.

DRAFT